

10.11.Tender 8/2024 - Open Space Mowing Services

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ATTACHMENTS	1. CONFIDENTIAL REDACTED - Tender 08/2024 Open Space Mowing Services [10.11.1 - 8 pages]
CSP LINK	1. Our Living Environment 1.4 Well utilised open space and recreational facilities

PURPOSE:

The purpose of this report is to provide Council with the outcomes of Tender 08/2024 for Open Space Mowing Services.

EXECUTIVE SUMMARY:

- Open tenders were called for recurrent mowing service across the North Sydney Local Government Area on 14 May 2024. When tenders closed at 3pm 12 June 2024, six submissions had been received.
- Tenders have been subsequently received and assessed against a predetermined criterion and a preferred tenderer identified.
- Should Council wish to discuss this report it is noted that the attached confidential document includes information that would, if disclosed, confer a commercial advantage on a person with whom the Council is conducting (or proposes to conduct) business. Further, release of the information would on balance be contrary to the public interest as publication of all tendered amounts would discourage potential tenderers from submitting commercial information in future and would affect Council's ability to obtain value for money services. As such should this matter be discussed it should be considered in closed session.

RECOMMENDATION:

- 1. THAT** Council accept the tender of the highest ranked Tenderer for Tender 08/2024 for Open Space Mowing Services.
- 2. THAT** the Chief Executive Officer be authorised to take any necessary action to implement the decision including entering associated contracts related to Tender 08/2024 for Open Space Mowing Services.
- 3. THAT,** once Council has executed the Contract, the information relating to the successful tender be published in Council's Register of Contracts as required by Government Information (Public Access) Act 2009 – Part 3 Division 5-Government Contracts with Private Sector.
- 4 THAT** Council resolves that the identified attachment to this report is to be treated as confidential in accordance with section 11(3) of the Local Government Act for the following reason under section 10A (2) of the Local Government Act:
 - (d) commercial information of a confidential nature that would, if disclosed*
 - (i) prejudice the commercial position of the person who supplied it.*

It is further noted that release of this information would, on balance be contrary to the public interest as publication of all tendered amounts would discourage potential tenderers from submitting commercial information in future and would affect Council's ability to obtain value for money services.

Background

The existing contract for Open Space Mowing Services has expired and the contract for this service has subsequently been tendered in accordance with Council's Procurement Policy and the NSW Local Government Act (1993).

The proposed contract period is five years, structured as an initial one-year term, followed by an optional two-year extension, and an additional two-year extension option, subject to performance.

Report

Tenders Received

The methodology adopted to undertake the tender evaluation of Tender 08/2024 was based on selection criteria outlined in the tender documents and in accordance with the Local Government Act 1993 and the Local Government (General) Regulation 2005.

Open tenders were called and were received until 3pm 12 June 2024 via Tenderlink. At close of tenders, six tenders were received. Listed in strict alphabetical order, the tenderers were:

Tenderer #	Tender Name
Tenderer 1	Earthform Landscaping Pty Ltd
Tenderer 2	Hideaway Landscapes Pty Ltd
Tenderer 3	Luhrmann Environment Management Pty Ltd
Tenderer 4	Standby FortySix Pty Ltd
Tenderer 5	Urban Growth Gardening Services Pty Ltd
Tenderer 6	Waratah Group Services

Information provided by tenderers which is commercial-in-confidence has been protected and will not be disclosed in accordance with section 10A(2)(d) of the Local Government Act 1993.

A consistent standard for all tenderers has been used in assessing any request for confidentiality by a tenderer.

The following information is treated as confidential in the confidential attachment:

1. Tender evaluation including selection criteria

The tender process has been reviewed and endorsed by Council's Procurement Panel for adherence to the Procurement Policy.

2. Tender evaluation panel results

The final ranking and point scores (out of a total 100) of the tenders are identified in the table in the confidential attachment. The assessment was based on Council's standard tender evaluation methodology, as outlined in the selection criteria.

3. Funding and costing details

Application for access to documentation should be through lodgement of a GIPA Public Information application form and payment of prescribed fees.

Consultation requirements

Community engagement was not required in the development of this report, nor as part of the tender process.

Financial/Resource Implications

Funding for the service has been allocated within the current operational budget of the Public Presentation service area.

Legislation

s55 NSW Local Government Act (1993).